(2) (4)

SINGLE BENCH

CF 1202

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

W.P.No. 270 **/2008**

PETITIONER: Trinath Choudhary S/o Shri Punchram Choudhary, Aged 34 year's Working as L.D.T. (Tribal Department) at Govt. Primary School, Bhagwanpara, R/o Kotba, Tehsil Pathalgaon Distt. Jashpur (C.G.)

P.R. No. 125/07 Anand Prakash Shukla Advocate

VERSUS

RESPONDENTS

1. State of Chhattisgarh through the Secretary Tribal Welfare Department D.K.S. Bhawan, Mantralaya, Raipur (Chhattisgarh)

2. Commissioner, Tribal Welfare Department, Pt.Ravishankar University campus, Raipur (C.G.)

3. Asst. Commissioner, Tribal Welfare Department Distt. Jashpur (C.G.)

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PETITION UNDER ARTICLES 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT OF MANDAMUS AND CERTIORARI ETC. OR DIRECTION/ORDER OF LIKE NTURE ETC :-

COMMISSIONER APARNA

(36)

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S.) NO.262 OF 2007

Petitioners : Sunder Lal Patel and another

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.263 OF 2007

Petitioner : Puna Ram Sahu

versus

Respondents : State Govt. of Chhattisgarh and others

WRIT PETITION (S.) NO.264 OF 2007

Petitioner : Ram Kumar Salame

versus

Respondents : State Govt. of Chhattisgarh and others

WRIT PETITION (S.) NO.265 OF 2007

Petitioner : Hemant Kumar Salame

Versus

Respondents : State Govt. of Chhattisgarh and others

(37)

WRIT PETITION (S.) NO.266 OF 2007

Petitioner : Budhnath Sai Paikra

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.267 OF 2007

Petitioner : Madan Lal Sahu

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.269 OF 2007

Petitioner : Pitamber Patel

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.270 OF 2007

Petitioner : Trinath Choudhary

versus

Respondents : State of Chhattisgarh and others

(38)

WRIT PETITION (S.) NO.281 OF 2007

Petitioner : Smt. Deepti Agrawal

versus

Respondents : State of Chhattisgarh and others

Present : Mr. R.S.Patel, Mr. Ravi Maheshwari, Mr. Rahul Jha and Mr. Rajendra Tripathi, counsel for the petitioner(s).

Mr. Sushil Dubey, Government Advocate and Mr. Satish Gupta, Deputy Government Advocate for the State/respondents.

ORDER

(Passed on 19th Day of January, 2007)

Learned counsel appearing for the parties jointly submit that the facts and question of law involved in the present batch of writ petitions are squarely covered by the decision of this Court in the case of ***Yashwant Kumar Bharadwaj*** vs. ***Municipal Corporation, Durg and another***[1] .

2. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma*** vs. ***The State Govt. of Chhattisgarh and another***) and other connected matters, decided by this Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been

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changed and renamed as Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another*) (Supra).

3. For the aforementioned reasons, the writ petitions are disposed of in terms of the decision of this Court in the matter of *Yashwant Kumar Bharadwaj* (Supra), subject to verification of the fact as to whether the petitioners have acquired B.Ed./B.T.I./D.Ed. Certificates at their own expenses as per the circulars dated 24-12-1998 and 1-3-1999 and further whether they have been paid two advance increments or not. No order as to costs.

4. A copy of this order be placed on the record of the connected writ petitions.

Sd/-
Satish K. Agnihotri
Judge

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1 2006 (II) MPJR-CG 96

Gopal